

**REGULAR MEETING**  
**MARCH 4, 1999**

The Ashland Board of Commissioners met in Regular Session in the Commission Chambers, City Building, Ashland, Kentucky, on Thursday, March 4, 1999, at the hour of 7:00 PM. Those present were Commissioners: Nancy Dickinson, Kevin Gunderson, Michael Stewart and Mayor A. R. Dunnigan, who presided. Absent: Commissioner Paul Reeves. Also present were: William H. Fisher, Jr., City Manager; Richard W. Martin, Corporation Counsel; Deborah D. Musser, City Clerk; Gary Watts, Fire Chief; Ronald W. McBride, Chief of Police; Tony Grubb, Finance Director; Doug Burns, Director of Planning and Community Development; Marion Russell, Assistant Director of Public Services; Michelle Veach, Assistant Finance Director, Captain Don O’Pell and Captain Tom Kelley, Ashland Police Department; Brenda Kesling, ABC/CATV/License Fee Administrator; Bruce Craft, Recreation Division and Reporters.

**AGENDA**

City Manager Fisher presented the agenda of March 4, 1999. Motion was made by Stewart, seconded by Gunderson, to receive and file the agenda. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**MINUTES**

Motion was made by Stewart, seconded by Gunderson, to dispense with the reading and approve the minutes of the Recessed Meeting held on January 14, 1999. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**HEARINGS AND REPORTS**

**Mayor’s Comments** - Corporation Counsel Martin provided the Commission with a copy of the amended settlement agreement proposed which dealt with the off-site betting facility. Motion was made by Stewart, seconded by Gunderson, to approve the agreement as submitted. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

Motion was made by Gunderson, seconded by Stewart, to approve the fireworks for July 2 as proposed by Tri-State Fair and Regatta. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**PUBLIC PARTICIPATION**

Those present who wished to comment on the payroll tax proposal:

**Employees who work in City:**

Michael Sturm, 2595 Bradley Drive  
Lynnette Kazee, 2738 Beech Street  
Missy Mollett, 2833 Frankie Street  
Joe Castle, presented a petition  
Bonnie Blackaby, 2014 Court St., Fltws  
Brian Sprigg, Rush, Kentucky  
Brandy Wurts, 3538 Workman Road  
Sara Dunlan, 5299 Vanhibber Court

Kathy Krantz, 2742 Beech Street  
Shawn Braden, 2200 6<sup>th</sup> Street  
Todd Childers, 2510 S. 29<sup>th</sup> Street  
Kate Marshall, 2215 Griffith Street  
Mike Sparks, Carter County, works in City  
Mark Adams, 2355 Hickory Ridge  
**Business Owners:**  
Tom Phinne, 1130 Poplar Avenue

**REGULAR MEETING MARCH 4, 1999**

**RECESS**

**RECESS**

There was a short recess at 8:40 PM.

**ORDINANCE NO. 19, 1999**

**SECOND** AN ORDINANCE OF THE CITY OF ASHLAND,  
**READING** KENTUCKY, AUTHORIZING A. R.  
DUNNIGAN, **AND** MAYOR, TO EXECUTE  
APPROPRIATE DOCUMENTS **FINAL** BETWEEN THE  
CITY OF ASHLAND COMMUNITY **ADOPTION**  
DEVELOPMENT AGENCY PUBLIC HOUSING  
AUTHORITY AND CLASSIC BANK FOR THE  
REFINANCING OF PROPERTY LOCATED AT 1436  
GREENUP AVENUE FOR THE DEPARTMENT OF  
PLANNING AND COMMUNITY DEVELOPMENT,  
SECTION 8 HOUSING PROGRAM AND AUTHORIZING  
AND DIRECTING THE MAYOR TO SIGN ANY AND ALL  
OTHER DOCUMENTS RELATING TO THIS  
TRANSACTION.

\* \* \* \* \*

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That A. R. Dunnigan, Mayor, is hereby authorized and directed to execute on behalf of said City appropriate documents between the City of Ashland Community Development Agency Public Housing Authority and Classic Bank for the refinancing of property located at 1436 Greenup Avenue for the Department of Planning and Community Development, Section 8 Housing Program, said documents are attached hereto and made a part hereof by reference.

SECTION 2. That A. R. Dunnigan, Mayor, is hereby authorized and directed to execute on behalf of said City any and all other documents related to this transaction.

SECTION 3. All ordinances of the City of Ashland and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 4. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 5. It is hereby authorized that publication of this ordinance be in summary form.

/s/A. R. DUNNIGAN  
MAYOR

ATTEST:

/s/DEBORAH D. MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: February 18, 1999  
READOPTED BY THE BOARD OF COMMISSIONERS: March 4, 1999

its second reading. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**REGULAR MEETING MARCH 4, 1999**  
**DISCUSSION ITEM**

**DISCUSSION ITEM**

**Request for limited use of public right-of-way to install a sign at 1000 Greenup Avenue by Allan Thacker of Superior Chrysler, Plymouth, Dodge, Jeep Eagle** - Motion was made by Gunderson, seconded by Stewart, authorizing the Legal Department to prepare an ordinance approving this request. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**RESOLUTION NO. 3, 1999**

A RESOLUTION OF THE CITY OF ASHLAND,  
KENTUCKY, ADOPTING, AUTHORIZING AND  
APPROVING THE COURSE OF ACTION  
RECOMMENDED BY THE CITY MANAGER ON THE  
ITEMS APPEARING ON THE CONSENT AGENDA FOR  
THE REGULAR MEETING OF THE BOARD OF CITY  
COMMISSIONERS OF **MARCH 4, 1999**.

\* \* \* \* \*

BE IT RESOLVED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. The Board of City Commissioners hereby adopts, authorizes and approves the action recommended by the City Manager on each item appearing on the "Consent Agenda" for the meeting of **March 4, 1999**. Attached hereto and incorporated herein, as if set out in full, is a copy of the "Consent Agenda" hereby adopted, authorized and approved.

SECTION 2. This resolution shall be in full force and effect from and after its adoption, as required by law.

/s/A. R. DUNNIGAN  
MAYOR

ATTEST:

/s/DEBORAH D. MUSSER  
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 4, 1999

**MOTION**

Motion was made by Stewart, seconded by Gunderson, to adopt Resolution No. 7, 1999. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

ASHLAND, KENTUCKY, AND ONLY KENTUCKY  
POWER COMPANY, FOR A PERIOD OF TWO (2) YEARS  
FOR ELECTRICAL CONTRACTING SERVICES FOR THE  
DEPARTMENT OF PUBLIC SERVICES.

**REGULAR MEETING MARCH 4, 1999**  
**ORDINANCE NO. \_\_\_\_\_, 1999 CONTINUED**

**MOTION**

Motion was made by Stewart, seconded by Gunderson, to adopt Ordinance No. \_\_\_\_\_, 1999, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**ORDINANCE NO. \_\_\_\_\_, 1999**

**FIRST** AN ORDINANCE OF THE CITY OF ASHLAND, **READING**  
KENTUCKY, AUTHORIZING A. R. DUNNIGAN,  
**AND** MAYOR OF THE CITY OF ASHLAND, TO  
EXECUTE A **ADOPTION** CONTRACT WITH APG LIME  
CORP. FOR THE **ONLY** PURCHASE OF 1/4" PEBBLE  
LIME AT THE UNIT PRICE SPECIFIED IN THE BID FOR  
THE DEPARTMENT OF PUBLIC SERVICES, DIVISION  
OF WATER PRODUCTION.

**MOTION**

Motion was made by Stewart, seconded by Dickinson, to adopt Ordinance No. \_\_\_\_\_, 1999, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**ORDINANCE NO. \_\_\_\_\_, 1999**

**FIRST** AN ORDINANCE OF THE CITY OF ASHLAND, **READING**  
KENTUCKY, AUTHORIZING A. R. DUNNIGAN,  
**AND** MAYOR, TO EXECUTE A CONTRACT  
BETWEEN THE **ADOPTION** CITY OF ASHLAND  
AND UNIVERSAL COACH PARTS, **ONLY** INC.  
FOR THE PURCHASE OF A REPLACEMENT FOR A  
DETROIT DIESEL 6V92 DDEC III BUS ENGINE WITH  
EXCHANGE ENGINE FOR THE DIVISION OF MASS  
TRANSIT.

**MOTION**

Motion was made by Gunderson, seconded by Stewart, to adopt Ordinance No. \_\_\_\_\_, 1999, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**ORDINANCE NO. \_\_\_\_\_, 1999**

ASSOCIATION, INC. AND THE CITY OF ASHLAND, KENTUCKY, CONVEYING CERTAIN REAL ESTATE ALONG ROBERTS DRIVE TO THE CITY OF ASHLAND.

**MOTION**

Motion was made by Stewart, seconded by Gunderson, to adopt Ordinance No. \_\_\_\_\_, 1999, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**REGULAR MEETING MARCH 4, 1999**  
**ORDINANCE NO. \_\_\_\_\_, 1999**

**ORDINANCE NO. \_\_\_\_\_, 1999**

**FIRST** AN ORDINANCE OF THE CITY OF ASHLAND, **READING**  
KENTUCKY, AUTHORIZING A. R. DUNNIGAN,  
**AND** MAYOR, TO EXECUTE A QUITCLAIM  
DEED OF **ADOPTION** CONVEYANCE BETWEEN  
THE CITY OF ASHLAND, **ONLY** KENTUCKY, AND  
KENNETH WILLIAMS, JR. AND MARTHA A. WILLIAMS  
AND LINTON WELLS, CONVEYING AN ABANDONED  
10 FOOT EASEMENT ON CHESTNUT HILL DRIVE.

**MOTION**

Motion was made by Gunderson, seconded by Stewart, to adopt Ordinance No. \_\_\_\_\_, 1999, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**ORDINANCE NO. \_\_\_\_\_, 1999**

**FIRST** AN ORDINANCE OF THE BOARD OF COMMISSIONERS  
**READING** OF THE CITY OF ASHLAND, KENTUCKY,  
CREATING **AND** THE DIVISION OF  
RECREATION; THE DIVISION OF **ADOPTION** PARK  
MAINTENANCE; CREATING THE BOARD OF **ONLY**  
PARK COMMISSIONERS AND PROVIDING FOR  
THE APPOINTMENT OF THE MEMBERS THEREOF;  
CREATING A CITY TREE BOARD AND PROVIDING FOR  
THE APPOINTMENT OF MEMBERS THEREOF; AND  
REPEALING ALL PRIOR RECREATION COMMISSIONS  
AND BOARDS OF PARK COMMISSIONERS,  
ORDINANCE NO. 32, SERIES OF 1973, ORDINANCE NO.  
63, SERIES OF 1978 AND ALL AMENDMENTS THERETO.

**MOTION**

Motion was made by Stewart, seconded by Dickinson, to adopt Ordinance No. \_\_\_\_\_, 1999, at this its first reading. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart

**install a sign at 2871 Winchester Avenue** - Motion was made by Stewart, seconded by Gunderson, authorizing the Legal Department to prepare an ordinance approving this request. Upon roll call, voting aye were Commissioners Dickinson, Gunderson, Stewart and Mayor Dunnigan. Nay - none. Motion passed.

**ADJOURNMENT**

Mayor Dunnigan declared the meeting adjourned at 9:03 PM.

\_\_\_\_\_  
A.R. DUNNIGAN, MAYOR

ATTEST:

\_\_\_\_\_  
DEBORAH D. MUSSER  
CITY CLERK